

**AN ORDINANCE BY
PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

AN ORDINANCE AMENDING CHAPTER 114, ARTICLE VI, DIVISION 4, SECTION 114-572(a) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA ENTITLED "DRUG AND/OR ALCOHOL ANALYSIS" AS IT PERTAINS TO SWORN EMPLOYEES OF THE DEPARTMENTS OF POLICE, FIRE AND RESCUE, AND CORRECTIONS; AND FOR OTHER PURPOSES.

WHEREAS, Chapter 114, Article VI, Division 4, Section 114-572(a) of the Code of Ordinances of the City of Atlanta, Georgia sets out the administrative process that the City of Atlanta must follow when directing an employee to submit to a drug and/or alcohol analysis test; and

WHEREAS, the aforesaid ordinance does not provide for the random drug testing of sworn employees of the Departments of Police, Fire and Rescue, and Corrections in accordance with Chapter 114, Article VI, Division 4, Section 114-571(d) of the Code of Ordinances of the City of Atlanta, Georgia, as amended; and

WHEREAS, the activities of police officers, firefighters and corrections officers are such that drug or alcohol abuse among these employees would pose a high risk of danger to the public and to their fellow employees; and

WHEREAS, the City Council desires to implement a random drug testing policy for sworn employees of the Departments of Police, Fire and Rescue, and Corrections.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS as follows:

Section 1: Chapter 114, Article VI, Division 4, Section 114-572(a), of the Code of Ordinances of the City of Atlanta, which reads:

Sec. 114-572. Drug and/or alcohol analysis.

- (a) When directed by the appointing authority or designee, an employee must submit to a drug and/or alcohol analysis test. The direction to submit to the drug/alcohol test must be in writing, signed by the appointing authority or designee, in accordance with section 114-571(c). A blood or urinalysis test may be given. All testing labs, utilized by the city to analyze specimens, shall be certified to do so in accordance with applicable state and federal law and guidelines.

Be hereby amended to read as follows:

Sec. 114-572. Drug and/or alcohol analysis.

(a) When directed by the appointing authority or designee, an employee must submit to a drug and/or alcohol analysis test. The direction to submit to the drug/alcohol test must be in writing, signed by the appointing authority or designee, in accordance with section 114-571(c) **or (d)**. A blood or urinalysis test may be given. All testing labs, utilized by the city to analyze specimens, shall be certified to do so in accordance with applicable state and federal law and guidelines.

Section 2: That all ordinances or parts of ordinances that are in conflict with the provisions of this ordinance are waived to the extent of the conflict.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): TERRY GRANDISON

Terry Grandison

Contact

Number: 6946

Originating Department: Police

Committee(s) of Purview: Public Safety and Legal Administration Committee

Council

Deadline: 6/12/06

Committee Meeting Date(s): 6/27 -6/28 Full Council Date: 7/03/06

Commissioner Signature

** [Signature]*

CAPTION

AN ORDINANCE AMENDING CHAPTER 114, ARTICLE VI, DIVISION 4, SECTION 114-572(a) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA ENTITLED "DRUG AND/OR ALCOHOL ANALYSIS" AS IT PERTAINS TO SWORN EMPLOYEES OF THE DEPARTMENTS OF POLICE, FIRE AND RESCUE, AND CORRECTIONS; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): Funding has been set forth in the budget.

Mayor's Staff Only

Received by Mayor's Office:

8/29/06
(date)

Reviewed by:

[Signature]
(date)

Submitted to Council:

9/1/06
(date)

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): TERRY GRANDISON

Terry Grandison

Contact

Number: 6946

Originating Department: Fire and Rescue

Committee(s) of Purview: Public Safety and Legal Administration Committee

Council

Deadline: 8/28/06

Committee Meeting Date(s): 9/12 -9/13 Full Council Date: 9/18/06

Commissioner Signature

** Dennis L. Rubin*

CAPTION

AN ORDINANCE AMENDING CHAPTER 114, ARTICLE VI, DIVISION 4, SECTION 114-572(a) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA ENTITLED "DRUG AND/OR ALCOHOL ANALYSIS" AS IT PERTAINS TO SWORN EMPLOYEES OF THE DEPARTMENTS OF POLICE, FIRE AND RESCUE, AND CORRECTIONS; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): Funding has been set forth in the budget.

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9/1/06

(date)

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): TERRY GRANDISON

Terry Grandison ²⁰⁷

Contact

Number: 6946

Originating Department: Corrections

Committee(s) of Purview: Public Safety and Legal Administration Committee

Council

Deadline: 6/26/06

Committee Meeting Date(s): 7/11 -7/12 Full Council Date: 7/17/06

Commissioner Signature *

Steve Powell

CAPTION

AN ORDINANCE AMENDING CHAPTER 114, ARTICLE VI, DIVISION 4, SECTION 114-572(a) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA ENTITLED "DRUG AND/OR ALCOHOL ANALYSIS" AS IT PERTAINS TO SWORN EMPLOYEES OF THE DEPARTMENTS OF POLICE, FIRE AND RESCUE, AND CORRECTIONS; AND FOR OTHER PURPOSES.

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Mayor's Staff Only

Received by Mayor's Office: _____ Reviewed by: _____
(date) (date)

Submitted to Council: _____
(date)